



**Practitioner's Docket No.** ZAHFRI P803US

**PATENT**

Mail Stop L & R  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTE (HAND CARRIED):** "Petitions for a foreign filing license pursuant to 37 CFR 5.12(b) for which expedited handling is requested and petitions for a retroactive license under 37 CFR 5.25, may be hand carried to the drop box located at the guard station in the Knox building. Upon approaching the guard station, the delivery personnel should state their desire to drop off the request. Correspondence packages will be inspected/scanned before being placed in the drop box. All requests should identify a fax number, telephone number and mailing address. All responses to the request will be sent by fax, followed by a mailed copy. If a fax number is not available, a hardcopy will be mailed to the mailing address provided." See "New Patents Central FAX Number and Updated Lists of Exceptions to the Centralized Delivery and Facsimile Transmission Policy for Patent Related Correspondence", 1296 OG 76, July 12, 2005.

**NOTE (FACSIMILE):** "Petitions for a foreign filing license pursuant to 37 CFR 5.12(b), including a petition for a foreign filing license where there is no corresponding U.S. application (37 CFR 5.13): 571 273 0185 facsimile number." See "New Patents Central FAX Number and Updated Lists of Exceptions to the Centralized Delivery and Facsimile Transmission Policy for Patent Related Correspondence", 1296 OG 76, July 12, 2005.

### **PETITION FOR RETROACTIVE LICENSE (37 CFR 5.25)**

**NOTE:** See M.P.E.P. § 140, 6th ed., rev. 3.

#### **1. Petition**

It is respectfully requested that this petition for license for foreign filing attached hereto be granted retroactively under the provisions of 37 CFR 5.25.

#### **2. Previous Licenses ( applicable      not applicable )**

Attached are copies of

- previous licenses
- the filing receipt license

**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is mandatory;  
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

#### **MAILING**

- deposited with the United States Postal Service in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

#### **37 C.F.R. § 1.8(a)**

- with sufficient postage as first class mail.

#### **37 C.F.R. § 1.10 \***

- as "Express Mail Post Office to Addressee"  
Mailing Label No. \_\_\_\_\_ (mandatory)

#### **TRANSMISSION**

- facsimile transmitted to the Patent and Trademark Office, (571) 273-0185.

Signature

Michael J. Bujold

(type or print name of person certifying)

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Date: 2/6/06

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issued on this invention before the export.

**3. Material filed abroad without a license**

Attached is a copy of the material that was filed abroad without a license for foreign filing.

**4. Identification of inventor(s), title of invention and, if applicable, details of corresponding U.S. application**

Inventor(s) name(s): Volker BACHMANN, Mario STEINBORN, Rudolf KALTHOFF and  
Robert Anthony SAYMAN  
Title of Invention: METHOD FOR CONTROLLING AND REGULATING A TRANSMISSION BRAKE  
IN AN AUTOMATIC MOTOR VEHICLE TRANSMISSION  
*(complete the following, if applicable)*

In re application of: Group No.:

Application No.: 10/563,417 Examiner's Name:

Filing Date: January 4, 2006

**5. Foreign Countries and dates of filing of material for which retroactive license requested (37 CFR 5.25(a)(1))**

With respect to the material for which a retroactive license is requested, each foreign countries in which the patent application material was filed and the date it was filed is as follows:

<u>Foreign Country</u>	Germany (DE103 30 517.3) PCT (PCT/EP2004/006145)	<u>Date</u>	July 5, 2003
			June 8, 2004

**6. Verified Statement(s)**

Also attached hereto are the verified statement(s) of:

Ludger Ronge

which confirm(s) that, in accordance with 37 CFR 5.25(a)(3)(i)-(iii),

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- (a) the subject matter in question was not under a secrecy order at the time it was filed abroad, and that it is not currently under a secrecy order;
- (b) the license is being diligently sought after discovery of the proscribed foreign filing; and
- (c) an explanation of why the material was filed abroad through error and without deceptive intent without the required license under § 5.11 first having been obtained.

*NOTE:* See 37 CFR 5.25(a)(4).

**7. Fee** (37 CFR 1.17(g)—\$200.00)

The fee for this petition for retroactive license is paid by

- Attached is a  check  money order in the amount of \$200.00
- Authorization is hereby made to charge the amount of \$ \_\_\_\_\_
  - to Deposit Account No. 040213
  - to Credit card as shown on the attached credit card information authorization form PTO-2038.

*WARNING:* Credit card information should not be included on this form as it may become public.

- Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.

A duplicate of this paper is attached.

Reg. No.: 32,018



SIGNATURE OF PRACTITIONER

Michael J. Bujold

(type or print name of practitioner)

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P.O. Address

Customer No.: 020210

Manchester, NH 03101